

REMARKS

Claims 1-8 are pending in the application. It is gratefully acknowledged that the Examiner has allowed Claims 5-8. The Examiner has rejected Claims 1-4 under 35 U.S.C. §101 as being directed to non-statutory subject matter.

Regarding the rejection of Claim 1-4 under §101, the Examiner states that data structures, i.e. ARM code, is nonstatutory functional descriptive material. Independent Claims 1 and 3 have been amended to recite "A computer program device readable by a machine, tangibly embodying a program of instructions executable by the machine". Based on at least the foregoing withdrawal of the rejection to Claims 1-4 is respectfully requested.

Independent Claims 1 and 3 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2 and 4, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2 and 4 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-8, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



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